



PATENT APPLICATION  
ATTORNEY DOCKET NO.: 43967-00020

RULES 63 AND 67 (37 C.F.R. 1.63 and 1.67)  
DECLARATION AND POWER OF ATTORNEY

FOR UTILITY/DESIGN/CIP/PCT NATIONAL APPLICATIONS

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name;  
and

I believe that I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: Interlocking Segmental Retaining Wall, the specification of which: (mark only one)

- \_\_\_ (a) is attached hereto.
- \_\_\_ (b) was filed on \_\_\_\_\_ as Application Serial Number \_\_\_\_\_ and was amended on \_\_\_\_\_ (if applicable)
- \_\_\_ (c) was filed as PCT International Application No.: PCT/ \_\_\_\_\_ on \_\_\_\_\_, \_\_\_\_\_ and was amended on \_\_\_\_\_ (if applicable).
- X (d) was filed on July 8, 2002 as Application Serial No. 10/192,002 and was issued a Notice of Allowance on May 5, 2003.
- \_\_\_ (e) was filed on \_\_\_\_\_, and bearing attorney docket number \_\_\_\_\_.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims as amended by any amendment referred to above or as allowed as indicated above.

I acknowledge the duty to disclose all information known to me to be material to the patentability of this application as defined in 37 CFR § 1.56. If this is a continuation-in-part (CIP) application, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose to the Office all information known to me to be material to patentability of the application as defined in 37 CFR § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

Exhibit "A"

**PATENT****DOCKET NO.  
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I hereby claim foreign priority benefits under 35 U.S.C. § 119/365 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate filed by me or my assignee disclosing the subject matter claimed in this application and having a filing date (1) before that of the application on which my priority is claimed or, (2) if no priority is claimed, before the filing date of this application:

**PRIOR FOREIGN PATENTS**

<u>Number</u>	<u>Country</u>	<u>Month/Day/Year Filed</u>	<u>Date first laid-open or Published</u>	<u>Date patented or Granted</u>	<u>Priority Claimed Yes No</u>
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I hereby claim the benefit under 35 U.S.C. § 119(e)/120/365 of any United States application(s) listed below and PCT international applications listed above or below:

**PRIOR U.S. OR PCT APPLICATIONS**

<u>Application No. (series code/serial no.)</u>	<u>Month/Day/Year Filed</u>	<u>Status(pending, abandoned, patented)</u>
60/119,833	February 12, 1999	Abandoned
09/502,587	February 11, 2000	Patented

I hereby appoint:

ROBERT L. ABDON, Reg. No. 50,996  
TIMOTHY G. ACKERMANN, Reg. No. 44,493  
BENJAMIN J. BAI, Reg. No. 43,481  
JOSEPH M. BEAUCHAMP, Reg. No. 46,544  
NORMA BENNETT, Reg. No. 51,229  
MARY JO BOLDINGH, Reg. No. 34,713  
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DANIEL J. BURNHAM, Reg. No. 39,618  
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ANDREW G. DINOVO, Reg. No. 40,115  
STUART D. DWORK, Reg. No. 31,103  
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LISA H. MEYERHOFF, Reg. No. 36,869  
ASHLEY N. MOORE, Reg. No. 51,667  
STANLEY R. MOORE, Reg. No. 26,958  
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CONSTANCE L. PIELECH, Reg. No. 46,991  
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ROSS T. ROBINSON, Reg. No. 47,031  
STEPHEN G. RUDISILL, Reg. No. 20,087  
JERRY R. SELINGER, Reg. No. 26,582  
ZACHARY J. SMOLINSKI, Reg. No. 47,100  
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ANDRE M. SZUWALSKI, Reg. No. 35,701  
ALAN R. THIELE, Reg. No. 30,694  
CYNTHIA THOMPSON, Reg. No. 48,655  
TAMSEN VALOIR, Reg. No. 41,417  
BRIAN D. WALKER, Reg. No. 37,751  
HAROLD N. WELLS, Reg. No. 26,044  
WILLIAM D. WIESE, Reg. No. 45,217

all of the firm of **JENKENS & GILCHRIST, a Professional Corporation**, 1445 Ross Avenue, Suite 3200, Dallas, Texas 75202-2799, as my attorneys and/or agents, with full power of substitution and revocation, to prosecute this application, provisionals thereof,

**PATENT**

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continuations, continuations-in-part, divisionals, appeals, reissues, substitutions, and extensions thereof and to transact all business in the United States Patent and Trademark Office connected therewith, to appoint any individuals under an associate power of attorney and to file and prosecute any international patent application filed thereon before any international authorities, and I hereby authorize them to act and rely on instructions from and communicate directly with the person/assignee/attorney/firm/organization who/which first sent this case to them and by whom/which I hereby declare that I have consented after full disclosure to be represented unless/until I instruct them in writing to the contrary.

Please address all correspondence and direct all telephone calls to:

Stanley R. Moore, Esq.  
Jenkins & Gilchrist, P.C.  
1445 Ross Avenue, Suite 3200  
Dallas, Texas 75202-2799  
214/855-4500  
214/855-4300 (fax)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

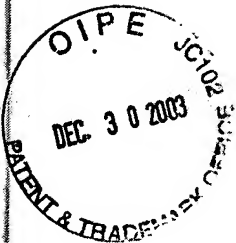
NAMED INVENTOR(S)

PATENT

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1	Kenneth L. Shaw	<i>Kenneth L. Shaw</i>	7/14/03
	Full Name	Inventor's Signature	Date
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	Residence (city, state, country)	Citizenship	
	<del>2620 Lismore Drive</del> <del>Flower Mound, Texas 75028</del>	<del>No.</del> 5005 LUSK LANE DOUBLE OAK, TEXAS 75077	(CS)
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(FOR ADDITIONAL INVENTORS, check here \_\_\_ and add additional sheet for inventor information regarding signature, name, date, citizenship, residence and address)



INTELLECTUAL PROPERTY

AUG 18 2003

JENKENS & GILCHRIST

Express Mail No. EV236331676US  
Mailed: July 31, 2003  
Re: Applicant(s): Kenneth L. Shaw  
For: Interlocking Segmental Retaining Wall  
Docket No.: 43967-00025USD1

16827 U.S. PTO

10/632516



07/31/03

The following documents were received in the PTO on the date stamped below:

1. Rule 53(b) Continuation/Divisional
2. Specification, claims & abstract (total of 14 pages)
3. 5 sheets of formal drawings (figures 1-9)
4. Declaration and Power of Attorney (Executed)
5. Preliminary Amendment
6. Acknowledgment Postcard.

\* DOCKETED  
Int: JA DT: 8-20-03  
Action: Computer Date: 7-31  
Filed App  
Prelim Ammt

Exhibit "B"